

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION TO DETERMINE WHETHER)	
AN ADEQUATE MEANS FOR DELIVERY OF)	CASE NO.
GAS IS AVAILABLE TO BURKESVILLE GAS)	90-290
COMPANY, INC.)	

O R D E R

This matter arises upon the November 19, 1991 filing by Burkesville Gas Company, Inc. ("Burkesville Gas") of a motion for reconsideration of the Commission's Order dated October 31, 1991. Burkesville Gas asks the Commission to reconsider its finding that Bill Nickens is the sole owner of a five mile section of the Fort Knox gas transmission line and to consider additional evidence or testimony to clarify that finding. Also, Burkesville Gas wishes the opportunity to present additional testimony related to the source of gas, the KET line, and alternative routes for gas should the five mile section of the Fort Knox gas transmission line be shut down. Rehearing is further requested to allow Burkesville Gas to provide additional testimony regarding the source of supply for the city of Burkesville if the Centran gas contract is interrupted. Finally, Burkesville Gas would like to provide additional testimony to the Commission regarding Burkesville Gas's responsibility to place any funds into escrow on behalf of Bill Nickens or any other owner of the Fort Knox gas transmission line.

After consideration of the record in this proceeding and the motion for reconsideration and being otherwise sufficiently advised, the Commission finds that rehearing should be granted on all issues. KRS 278.400 provides that any party to a Commission proceeding may, within 20 days after service of the Order, apply for a hearing with respect to any of the matters determined and, that upon rehearing, any party may offer additional evidence on the matters determined. Burkesville Gas has indicated that it can provide additional evidence and testimony related to these issues and requests that further hearings be held to take such additional evidence and testimony.

IT IS THEREFORE ORDERED that Burkesville Gas's motion for reconsideration to the extent that it requests rehearing on four issues be and it hereby is granted.

IT IS FURTHER ORDERED that a public hearing be and it hereby is scheduled for January 17, 1992 at 10:30 a.m., Eastern Standard Time, in Hearing Room #1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

Done at Frankfort, Kentucky, this 6th day of December, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director

Commissioner